CERTIFICATE OF SERVICE

I, Brandon H. Cowart, an Assistant United States Attorney for the Southern District of New York, hereby certify that on November 30, 2009, I caused a copy of the IRS's Answer in *O'Donnell v. Internal Revenue Service*, Adv. No. 09-1486 (PCB), to be served, by ECF and First-Class Mail, upon the following:

Mark A. Frankel, Esq.
Backenroth Frankel & Krinsky, LLP
489 Fifth Avenue,
New York, NY 10017
Counsel for Plaintiffs

Judith Lynne Cohen District Tax Attorney New York State Department of Taxation and Finance 1740 Broadway, 16th Floor New York, NY 10019

State of New Jersey (pro se) 50 Barrack Street Trenton, NJ 08695

Dated: New York, New York November 30, 2009

By: s/ Brandon H. Cowart
BRANDON H. COWART
Assistant United States Attorney